

PC SCAN/RANDOM PC9

[If you need additional space for ANY section, please attach an additional sheet and reference that section.]

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9/6/2023 JC

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS**

THOMAS G. BRUTON
CLERK, U.S. DISTRICT COURT

SCANNED at MENARD and E-mailed
9-6-23 by JC 27 pages
Date initials No.

EARL FABER

23-CV-7227

(Enter above the full name
of the plaintiff or plaintiffs in
this action)

**JUDGE ALONSO
MAGISTRATE JUDGE CUMMINGS**

vs.

Case No: _____
(To be supplied by the Clerk of this Court)

LT. DEREK JABUREK, % MALTE ROLING,

% J. CONTRERAS, B. CARNAHAN, YVETTE

BAKER, DEBBIE KNAUER, JOHN DOES

(Enter above the full name of ALL
defendants in this action. Do not
use "et al.")

CHECK ONE ONLY:



**COMPLAINT UNDER THE CIVIL RIGHTS ACT, TITLE 42 SECTION 1983
U.S. Code (state, county, or municipal defendants)**

☐

**COMPLAINT UNDER THE CONSTITUTION ("BIVENS" ACTION), TITLE
28 SECTION 1331 U.S. Code (federal defendants)**

☐

OTHER (cite statute, if known)

**BEFORE FILLING OUT THIS COMPLAINT, PLEASE REFER TO "INSTRUCTIONS FOR
FILING." FOLLOW THESE INSTRUCTIONS CAREFULLY.**

[If you need additional space for ANY section, please attach an additional sheet and reference that section.]

I. Plaintiff(s):

- A. Name: Earl C. Faber Jr.
- B. List all aliases: Deshawn Wilson
- C. Prisoner identification number: K82964
- D. Place of present confinement: Menard Corr. Ctr.
- E. Address: P.O. Box 1000 Menard, IL 62259

(If there is more than one plaintiff, then each plaintiff must list his or her name, aliases, I.D. number, place of confinement, and current address according to the above format on a separate sheet of paper.)

II. Defendant(s):

(In A below, place the full name of the first defendant in the first blank, his or her official position in the second blank, and his or her place of employment in the third blank. Space for two additional defendants is provided in B and C.)

- A. Defendant: Derek Jaburek # 8787
Title: LIEUTENANT
Place of Employment: Stateville Corr. Ctr. P.O. Box 112, Joliet, IL 60434
- B. Defendant: % MALTE Roling # 11995
Title: Correctional Officer
Place of Employment: Stateville Corr. Ctr. P.O. Box 112, Joliet, IL 60434
- C. Defendant: J. Contreras
Title: Correctional Officer
Place of Employment: Stateville Corr. Ctr. P.O. Box 112, Joliet, IL 60434

(If you have more than three defendants, then all additional defendants must be listed according to the above format on a separate sheet of paper.)

Defendant #4

Defendant B. Carnahan #11160 is employed as a correctional Officer with Stateville Corr. Center At P.O. Box 112, Joliet, IL 60434

Defendant #5

Defendant Nette Baker is employed AS the Grievance Officer At MENARD Correctional Center At P.O. BOX 1000, MENARD, IL 62259

Defendant #6

Defendant DEBBIE KNAUER is employed AS A Member of the ADMINISTRATIVE REVIEW BOARD at 1301 Concordia Court, Springfield, IL 62794

Defendant #7

Defendant Numerous John Does is employed as correctional Officers at Stateville Correctional Center, At P.O. Box 112, Joliet, IL 60434

[If you need additional space for ANY section, please attach an additional sheet and reference that section.]

III. List ALL lawsuits you (and your co-plaintiffs, if any) have filed in any state or federal court in the United States:

- A. Name of case and docket number: _____

- B. Approximate date of filing lawsuit: _____
- C. List all plaintiffs (if you had co-plaintiffs), including any aliases: _____

- D. List all defendants: _____

- E. Court in which the lawsuit was filed (if federal court, name the district; if state court, name the county): _____
- F. Name of judge to whom case was assigned: _____

- G. Basic claim made: _____

- H. Disposition of this case (for example: Was the case dismissed? Was it appealed? Is it still pending?): _____

- I. Approximate date of disposition: _____

IF YOU HAVE FILED MORE THAN ONE LAWSUIT, THEN YOU MUST DESCRIBE THE ADDITIONAL LAWSUITS ON ANOTHER PIECE OF PAPER, USING THIS SAME FORMAT. REGARDLESS OF HOW MANY CASES YOU HAVE PREVIOUSLY FILED, YOU WILL NOT BE EXCUSED FROM FILLING OUT THIS SECTION COMPLETELY, AND FAILURE TO DO SO MAY RESULT IN DISMISSAL OF YOUR CASE. CO-PLAINTIFFS MUST ALSO LIST ALL CASES THEY HAVE FILED.

[If you need additional space for ANY section, please attach an additional sheet and reference that section.]

IV. Statement of Claim:

State here as briefly as possible the facts of your case. Describe how each defendant is involved, including names, dates, and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

I bring forth this claim #1, Excessive Force, that resulted out of a fabricated disciplinary report dated 5-7-21, by one of the named defendants in this claim #1 of excessive force, Cruel and unusual Punishment.

I state that in preparing to file this civil rights action, the Department of Corrections MEDICAL/Records Office has continuously obstructed in my pursuit of justice to get Medical records or pictures of my injuries in which I will seek in discovery phase of this civil rights claim if not given during discovery.

I currently have a grievance on Medical/Records office for obstructing and not answering my timely request to produce said documents & photos that will be named in this excessive force claim, at the time of filing this complaint, Internal Affairs Included.

I had to file this just 1983 civil rights complaint now so I could make the 2 year deadline & not be barred from filing this honorable civil rights complaint against named defendants so I'm just bringing to the courts attention now about the obstructing that's going on, & pray this court allows me to supplement evidence if so needed or amendment.

[If you need additional space for ANY section, please attach an additional sheet and reference that section.]

* CLAIM # 1: (Cruel & unusual Punishment & Excessive Force)

1.) On May 7, 2021, while attending a call pass at the health care unit, an unrelated fight broke out w/ two prisoners inside the bullpen. The incident became so chaotic that multiple C/O's bombarded the holding cage deploying mace uncontrollably. Everyone that was not involved w/ the fight was rushed outside the cage by C/O's including myself. As guys refused to re-enter the holding cage because of the vast amount of mace that was ^{just} deployed inside the holding cage, I myself was stuck & prevented from re-entering the holding cage.

2.) To maintain order, C/O's & Lt. Jaburek began yelling and threatening to mace guys if they did not re-enter the holding cage. As it was so many bodies in the tight space, the individuals that was holding everyone up wouldn't move, so no one else was able to move.

3.) C/O Carnahan was present also & was trying to gain order as well as Roling & Contreras.

4.) Lieutenant Jaburek was close to me yelling & threatening to mace guys for not moving and I turned to him and stated can you stop yelling in my ear at the top of your lungs. In response, Lt. Jaburek commanded me to get my black ass back inside

- the holding cage & ~~then~~ he then undid the button to his Mace holder.
- 5.) I then told Lt. Jaburek you see I cant go anywhere he (Jaburek) then tried grabbing my arm and I Snatched it away from his ~~grip~~ grip while informing him why are you touching me I did nothing wrong.
- 6.) Lt. Jaburek became irrate saying you want to Snatch away from me nigger. ~~and he proceeded~~ I was subsequently tackled to the ground. Lt. Jaburek, % Carnahan, Roling, & Contreras took part in restraining me as I continuously pleaded What did I do wrong, What is all this ~~about~~ for.
- 7.) Lt. Jaburek then stated to his Officers to Make an example out of this Mutha-Fucker! Understanding that, that Mutha-Fucker was ^{out the health care} me, I was then cuffed behind my back, lifted in the air & carried ^{as} if I was Hog tied game by these officers at a sporting event. This behavior is not required by I.D.O.C. policies & especially from someone who has showed no signs of resistance. This behavior by Correctional officers was not for Security purposes, but solely to humiliate, degrade & embarrass me.
- 8.) While carrying me in the tunnel leaving healthcare % Carnahan was telling them good job on how they have me hog tied turning the blind-eye to there conduct as well as participating in the hog tying.
- 9.) When out in the tunnel and on the way to the internal affairs office, Officer's, Contreras being one of them purposely dropped me on my ~~head~~ Shoulder & Face numerous ^{of} times injuring them both. Lt. Jaburek Watched as these Officer's uttered the word "Opps" you slipped out my hands & would pick me back up only to drop me again and

While on the ground Lt. Jaburek Shouted profanity at me & Kicked me in the abdomen. When I yelled for Lt. Jaburek to stop Kicking me, he deployed ~~an empty~~ mace into my face.

10.) Once at the Internal Affairs Office, the brutal assault didn't stop. They rammed my head into the wall which caused it to bust open and at that point I almost passed out. I was then roughly hand cuffed to a bench for hours. The cuffs were so tight on my wrist that ~~they~~ left abrasions on my wrist & my hands swelled nearly two times their size.

* CLAIM #2 *

DELIBERATE INDIFFERENCE

11.) As I remained tightly hand cuffed to the bench, I pleaded to officer's Roling, Jaburek & Contreras to be taken to health care to be properly medically treated. Lt. Jaburek stated I wasn't getting shit as I sat w/ mace ~~in~~ in my face & blood ran down the side of my head.

12.) That night I was taken to X-house & placed inside a filthy cell and transferred ^{the next morning} to Menard Correctional Center on May 8th, 2021. I was never taken to health care to properly treat my injuries.

13.) Despite trying to clean up the blood & mace off my body as best as possible ~~in~~ in the cell before leaving Stateville Correctional Center, when I arrived to Menard Correction Center they immediately saw

the condition I was in and took pictures of my injuries.
14.) I was also properly seen by Menard's Medical unit ~~for~~ the first time since the brutal assault.

* CLAIM #3 *

Turning The Blind eye to The Defendants Conduct / Due Process Violation

15.) I wrote a grievance on 6-28-2021, challenging the disciplinary and what really happen as far as the staff ~~brut~~ brutally assaulting me and grievance officer Yvette Baker at Menard Correction Center totally overlooked any mentioning about the brutal assault and only addressed procedures about the disciplinary report and stating nothing about ^{what} the officer's did to me turning the blind eye to the conduct, (Grievance #18-8-21 Menard and grievance officer response attached). Exhibit - G pg. 1-5

16.) Further, Yvette Baker then denied my grievance in which I appealed at Springfield turning the blind eye to the officers captioned with this law suit brutal assault on me. (Exhibit - H pg. 3 of 3), (Exhibit - G pg. 1-5).

17.) When the Administrative Board DEBBIE KNAUER Reviewed my grievance, she also turned a blind eye to the conduct I reported of Lieutenant Jaburek, Roling, Caranahan, Contreras & John Does that watch me continuously be assaulted from the health care unit to the Internal Affairs Office by only answering part of my grievance dealing with the disciplinary reports But not their conduct as stated in grievance #18-8-21, Just as Yvette Baker ~~the~~ turned the blind eye to their conduct when reviewing my grievance at a institutional level and failed to address anything on the attack

and assault on me, as well as the grievance officer. (Exhibit - J).

18.) So neither the grievance officer Yvette Baker or the Administrative Review board member Debbie Knauer addressed my brutal assault when it was in the grievance for them to do so but they turned the blind eye to the officers conduct and denied my grievance all the way through in which my remedies was exhausted and prompted this 1983 civil right complaint.

19.) Prior to the filing of this civil rights complaint a MRI revealed that I had a torn rotator cuff from and as a result of being dropped numerous times with my hands cuffed behind my back when I was in the tunnel going to Internal Affairs Office, which I look to supplement the MRI report in this complaint and when possible, of my shoulder injury, when I get such report.

20.) Furthermore, it was Yvette Baker and Debbie Knauer duty and job obligation to properly answer my grievance making sure I received my due process and by them failing to address the brutal assault violated that due process as both Knauer and Baker are required to answer to each alleged claim within a grievance and they failed to do so as (Exhibit - H pg. 3 of 3), (Exhibit - J) Shows neither addressed the brutal assault of the defendants named herein this complaint, in claim #1.

Wherefore, I respectfully ask this court for justice for the injustice that's been bestowed upon me. Thank You for your time.

[If you need additional space for ANY section, please attach an additional sheet and reference that section.]

V. Relief:

State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes. - Claim #1 -

1.) Compensatory Damages \$200,000 due to my torn rotator cuff which may require surgery but strongly damaged for the rest of my life and mobility is not the same.

2.) Punitive Damage \$100,000 all officers involved had the intent to maliciously hurt me and cause me pain by there actions or inactions

VI. The plaintiff demands that the case be tried by a jury. ☒ YES ☐ NO

CERTIFICATION

Relief Cont. →

By signing this Complaint, I certify that the facts stated in this Complaint are true to the best of my knowledge, information and belief. I understand that if this certification is not correct, I may be subject to sanctions by the Court.

Signed this 5 day of Sept, 2023

Earl Faber
(Signature of plaintiff or plaintiffs)

(Print name) Earl C. Faber Jr.

(I.D. Number) K82964

(Address) P.O. Box 1000
Menard, IL 62259

[If you need additional space for ANY section, please attach an additional sheet and reference that section.]

RELIEF CONTINUED:

3.) COMPENSATORY DAMAGES OF \$25,000 FOR CLAIM #2 AND THE OFFICERS FAILING TO GET ME MEDICAL ATTENTION KNOWING I WAS MACE AND BLOODY.

4.) PUNITIVE DAMAGES OF \$15,000 FOR CLAIM #2 BECAUSE THEY PURPOSELY CAUSED INJURY'S WITH ILL AND MALICIOUS INTENT AND THE INJURY SUSTAINED TO MY SHOULDER WON'T ALLOW ME TO LIFT HEAVY THINGS IN MY DAILY ACTIVITIES, POSSIBLY WORK, OR WEIGHTLIFTING AS THAT'S ALWAYS ON MY MIND.

5.) MENTAL AND EMOTIONAL INJURY \$50,000 AS I HAVE PTSD FROM THESE EVENTS THAT OCCURRED, NIGHTMARES, I'M AFRAID TO COME IN CLOSE DISTANCE WITH ANY CORRECTIONAL OFFICER IN FEAR HE MIGHT CAUSE HARM TO ME AND FOR THE RACIST COMMENTS ALL OFFICERS CONDONED LIEUTENANT JABUREK IN STATING.

6.) COMPENSATORY DAMAGES OF \$10,000 FOR TURNING THE BLIND EYE TO ALL OFFICERS CONDUCT STATED IN GRIEVANCE FOR CLAIM #3.

7.) PUNITIVE DAMAGES OF \$10,000 BECAUSE THEY PURPOSELY KNEW THAT THEY WERE NOT ANSWERING AS TO THE BRUTAL ASSAULT AS I HIGHLIGHTED IT VERY WELL IN GRIEVANCE #18-8-21-MEN, BOTH YVETTE BAKER AND DOBBIE KNUHLER.

1st Lvl rec:

ILLINOIS DEPARTMENT OF CORRECTIONS

2nd Lvl rec:

[illegible]

First Lt. Jaburek alleged that after resolving an unrelated matter between two individuals, % Nushardt began directing inmates that were standing around into the bullpen. Lt. Jaburek badge # 8787 alleged at that point grievant became aggressive with % Nushardt and refused to go into the bullpen. % Nushardt did not give a statement nor was he documented as a witness to Jaburek allegations. (See attached exhibit - A pg. 1 of 1). In contrast, % B. Carnahan badge # 1160 reported that Staff Report #2 alleged verbatim that while attempting to secure bullpen #2 grievant and 1/M Frederick Pignan May 287 pushed them way out the bullpen then refused to be secured into the bullpen. At this point % Carnahan alleged that grievant became aggressive with officer #1 (Jaburek), not % Nushardt as Jaburek alleged. (See attached exhibit - B pg. 2 of 2).

Second, Lt. Jaburek never ~~at~~ reported that grievant (Faber) physically struck, pushed or touched him. He (Jaburek) instead alleged that grievant swung a closed fist which he managed to duck before subsequently taking grievant to the ground to be restraint. (See Attached exhibit - A pg. 1 of 1) Whereas, % B. Cannahan badge #1160 reported the complete opposite in 1/M Frederick Pigram disciplinary report, Alleging that grievant aggressively pushed officer #1 (Jaburek) before subsequently being restraint. (See Attached exhibit - B pg. 2 of 2)

Next: Grievant moves to appeal and expunge the additional May 18, 2021, Summary judgment under incident/tricket #2021062411 by %o by Malte B. Roling badge # 11945 for the following reason. R/o Roling alleged that on May 7, 2021, he was escorting grievant thru the tunnel of Stateville C.C. With % J. Contreras when grievant became aggressive and dropped his head toward the ground and is being escorted. Lt. Jaburek following reported that Lt. Jaburek following deployed grievant with a burst of OC. R/o Roling alleged that despite grievant being deployed with OC grievant continued to be aggressive. While being escorted into the Internal Affairs Office in which R/o Roling alleged grievant pulled away from him and % Contreras ran into the wall damaging it. (See Attache exhibit - C pg. 1 of 1). In contrast, grievant request (under F.B.I.A. § 140(f)) that video footage of Stateville Correctional Center tunnels from gate 5 to gate 8 be viewed for the purpose of rebuttal. And what the footage will not only reveal is that grievant was not resisting nor escorted, But instead carried as if he was hog tied gone by officers like a sporting event. This behavior by Correctional Officers was not for security purposes, but solely to humiliate, degrade and embarrass grievant. Grievant was also dropped twice because %'s inability to carry grievant weight. Injury of his right shoulder and facial area. Video should also

Exhibit - G pg. 2 of 3

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#18-8-21

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MENARD CC
GRIEVANCE OFFICEADMINISTRATIVE
REVIEW BOARD

Show that Lt. Jaburek Kicked grievant in the abdomen by the front half portion of the corridors double corridors ~~before~~ ^{only} you get to gate 5 in the tunnel. OC was deployed after grievant yelled that Lt. Jaburek Stop Kicking him. Footage will further show that once grievant was brought to his feet due to the officers inability to continuously carry ~~at that point~~ ^{at that point} was grievant being resistant nor did grievant possess the will power to do so. Instead, Video Footage by Gate 6, Gate 7, Gate 8, and Video Footage from inside the internal affairs office reveals grievant was excessively and forcefully man handled by Correctional officers. Grievant believe two of the many officers to be R/I Malte B. Raling #11915 and J. Contreras who lead grievant into the internal affairs office at which point grievant head was ~~was~~ intentionally and deliberately ran into the wall creating a huge hole damaging it. In further regard to R/I Raling disciplinary report video "tunnel" footage will show grievant did not kick J. Contreras in the face.

Under Adjustment Committee Hearing procedures Section 504.80^{Sub} Section F (1), (2) the grievant may produce any relevant documents in his or her defense. In this regard, grievant was able to produce only one immediate available witness due to the grievant transfer to Menard C.C. from Stateville C.C., and that witness was M. Frederick Pigram #M04287. Who would have testified and stated that grievant was in fact not the initial aggressor in this matter as being alleged. Witness Pigram would have also provided testimony and statement that grievant did not swing a close fist

Exhibit - G Pg. 3 of 5

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#18-8-21

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GRIEVANCE OFFICEADMINISTRATIVE
REVIEW BOARDat Lt. Jaburek. Footage ~~grievant~~ would have corroborated

1/1 Witness Pignam Statement. Grievant submitted this evidence in writing prior to hearing as well as the rebuttal (video footage, the contradicting disciplinary reports and Lt. Jaburek improper disciplinary report grievance. When grievant appeared before the hearing board grievant requested that his ~~case~~ ~~be~~ ~~reconsidered~~ and grievant asked if the Adjustment Committee received document received evidence that would exonerate him of all charges. The Adjustment Committee replied that they did not receive grievant's exonerated evidence. In response, grievant ask for a continuance which is allowed under Section 504.80 Subsection F, (2). However, grievant's continuance was denied. In furtherance, the Adjustment Committee according to Section 504.80 ~~Subsection~~ Subsection M, (C, 2) was required to state the basis for disregarding grievant's evidence which they failed to do. (See attached exhibit - d & e).

Further, even if it were to be ~~be~~ assumed that grievant committed the alleged offense: Punishing grievant with consecutive ~~penalties~~ penalties arising from one incident was incorrect. Section 504.110 (b) clearly states: For example, an offender who is found guilty of assaulting several persons within a short period of time has committed multiple offenses that would be punishable consecutively. Here, grievant is allege of actually assaulting only one person % Contreras (see attached exhibit - C). Lt. Jaburek allegations are attempted assault. Attempted assault is not described, defined or acknowledged as actual assault under Section 504.110(b). Therefore, grievant alleged penalty for 601-102(a), and 102(b) should have been

Exhibit - G pg. 4 of 5

18-8-21

5 of 5

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AUG 03 2021

ran concurrent under Section 504.11D(a) ~~and~~ ^{MEMARD CO} ~~consecutively~~.
And should have not exceeded 6 months. Furthermore, grievant has
received only 2 disciplinary report in eleven (11) years. This to
should have been considered under Section 504.115 (b), 3.

Finally, the Adjustment committee had an additional ~~request~~
ion in which they did not follow according to Section 504.8D K, (1).
And that was to decide whether grievant committed the offense
base upon all relevant information & evidence. And must be reason-
ably satisfied with said relevant information & evidence that
grievant committed the offense to be found guilty. The grievant
asserts that he was not given a proper impartial due process
hearing according to the 504 DR rules. And grievant request that all
information & evidence presented here in said grievance be considered.
And the charges be followingly expunged from grievant's record
file.

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ADMINISTRATIVE
REVIEW BOARD

Exhibit - G pg. 5 of 5

ILLINOIS DEPARTMENT OF CORRECTIONS
RESPONSE TO OFFENDER'S GRIEVANCE

Grievance Officer's Report

Date Received: 07/06/2021

Date of Review: 08/05/2021

Grievance # (optional): 18-8-21

Offender: Faber, Earl

ID#: K82964

Nature of Grievance:

IDR

Duplicate Grievance #49-7-21

Facts Reviewed:

GRIEVANCE DATED: June 28th, 2021 Offender states he wants to appeal the May 18th, 2021 summary judgment under incident ticket #202100623/1 by Derek J. Jaburek, Offender states the reviewing officer is obligated under section DR 504 to make sure that the disciplinary report is completed properly and if not to make the necessary corrections. The incident occurred on May 7th, 2021, the report LT. Jaburek documented the incident as July 5th, 2021 63 days after the actual incident. The error was not corrected 24 hrs. before grievances hearing as required and should be dismissed under section DR 504. Offender grieves he had witnesses that would have provided testimony and statement on his behalf and video to be viewed of incident.

RELIEF REQUESTED: That the charges be following dismissed and expunged from grievances master file.

GRIEVANCE OFFICE REVIEWED: August 5th, 2021 Grievance IDR dispute answered in grievance #49-7-21 duplicate grievance. Adjustment committee never received information of witnesses requested by offender nor witness statement on ODR was not completed. Committee was informed no video footage to review per Stateville Correctional Center. Based on the nature of the charges, the sanctions imposed by the committee are found to be correct as written and processed in accordance with DR504. Disciplinary will remain as imposed.

Recommendation:

It is the recommendation of this Grievance Officer that the inmate's grievance be DENIED

Yvette Baker - Menard Correctional Center

Print Grievance Officer's Name

Grievance Officer's Signature

(Attach a copy of Offender's Grievance, including counselor's response if applicable)

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Chief Administrative Officer's Response

Date Received: AUG 05 2021

☒ I concur☐ I do not concur☐ Remand

Action Taken:

Chief Administrative Officer's Signature

Date

Offender's Appeal To The Director

I am appealing the Chief Administrative Officer's decision to the Director. I understand this appeal must, within 30 days after the date of the Chief Administrative Officer's decision, be received by the Administrative Review Board, P.O. Box 19277, Springfield, IL 62794-9277. (Attach a complete copy of the original grievance, including the counselor's response if applicable, and any pertinent documents.)

Offender's Signature

ID#

Date

Exhibit H pg. 3 of 3

JB Pritzker
Governor



Rob Jeffreys
Director

The Illinois Department of Corrections

1301 Concordia Court, P.O. Box 19277 • Springfield, IL 62794-9277 • (217) 558-2200 TDD: (800) 526-0844

September 15, 2021

Earl Faber
Register No. K82964
Menard Correctional Center

Dear Mr. Faber:

This is in response to your grievance dated June 28, 2021, regarding a disciplinary report dated May 7, 2021, which was alleged to have occurred at Stateville Correctional Center. This office has determined the issue will be addressed without a formal hearing.

This office has reviewed your grievance dated June 28, 2021, regarding the disciplinary report you received May 7, 2021 at Stateville Correctional Center.

The Grievance Officer's Report (49-7-21) and subsequent recommendation dated August 4, 2021 and approval by the Chief Administrative Officer on August 5, 2021. This office notes Grievance Officer's Report (18-8-21) is a duplicate grievance.

This office has reviewed the disciplinary report written on May 7, 2021 by Lt. Jaburek citing Faber for the offenses 601.Attempt/102b-Assault, 105-Dangerous Disturbance and 215-Disobeying a Direct Order Essential to Safety and Security; along with the corresponding Adjustment Committee Summary (202100623/1-Men).

Based on a total review of all available information and a compliance check of the procedural due process safeguards outlined in DR504, this office recommends the grievance be denied. However, this office has determined that DR 202100623/1-Men and DR 202100624/1-Men disciplinary actions are to run concurrently in accordance with DR504.110. Therefore, grievant shall serve 3 months C grade, 6 months Segregation and 6 months Contact Visits Restriction.

FOR THE BOARD:

Debbie Knauer

Debbie Knauer
Administrative Review Board

CONCURRED:

Rob Jeffreys

Rob Jeffreys
Director

CC: Warden, Menard Correctional Center
Records Office, Menard Correctional Center
Adjustment Committee, Menard Correctional Center
Earl Faber, Register No. K82964

Exhibit - J

Mission: To serve justice in Illinois and increase public safety by promoting positive change for those in custody, operating successful reentry programs, and reducing victimization.

TO: MEDICAL RECORDS

FROM: EARL FABER K82964 EASTHOUSE/CELL

DATE: 6-3-23

I AM REQUESTING MY MRI THAT SHOWS MY TORN ROTATOR CUFF
THANKS AND HOPE TO HEAR FROM YOU SOON. ALSO MY FACIAL INJURIES WHEN I TRANSFERRED
IN WHEN SEEN BY NURSE, ON MAY 8TH 2021

SINCERLY,

Earl Faber

CC: M. RECORDS - ORIGINAL

FABER - HAND COPY

TO: INTERNAL AFFAIRS

FROM: EARL FABER K82964 EASTHOUSE/CELL

DATE: 6-20-23

I AM RESPECTFULLY REQUESTING PICTURES OF MY INJURIES WHEN I CAME
TO MENARD C.C. FROM STATEVILLE ON MAY 8TH 2021. THANKS AND HOPE TO HEAR FROM YOU
SOON.

SINCERLY,

Earl Faber

CC: ORIGINAL - INTERNAL AFFAIRS

HAND COPY - EARL FABER

TO: ~~PHOTO~~ MEDICAL RECORDS

FROM: EARL FABER K82964 EASTHOUSE/CELL

DATE: 6-21-23

THIS IS MY 3RD REQUEST TOTAL TRYING TO GET MY MRI
REPORTS THAT SHOW MY TORN ROTATOR CUFF AND FACIAL INJURIES WHEN I TRANSFERRED
IN FROM STATEVILLE CORRECTIONAL CENTER ON MAY 8TH 2021.

SINCERLY,

Earl Faber

CC: ORIGINAL - MEDICAL RECORDS

HAND COPY - EARL FABER

TO: INTERNAL AFFAIRS

FROM: EARL FABER K82964 EASTHOUSE/CELL

DATE: 6-9-23

THIS IS MY SECOND REQUEST ASKING FOR THE
PICTURES TAKEN WHEN I TRANSFERRED IN FROM STATEVILLE C.C.
ON MAY 8TH 2021.

SINCERLY,

Earl Faber

CC: ORIGINAL (INTERNAL AFFAIRS)

HAND COPY - EARL FABER